

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

MEADOWBROOK MEAT COMPANY, INC.,
Plaintiff

SUMMONS IN A CIVIL ACTION

V.

PHOENIX PARTNERS LP, PHOENIX PART-
NERS CORP., JOSEPH DEL VALLE, ET AL.

CASE NUMBER:

07 CIV 5979

JUDGE KRAM

TO: (Name and address of Defendant)

SEE ATTACHED SERVICE LIST

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ALSTON & BIRD LLP
90 Park Avenue
New York, NY 10016

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUN 25 2007

J. MICHAEL McMAHON
CLERK

DATE

(By) DEPUTY CLERK

Service List

Phoenix Partners LP	590 Madison Avenue, 21st Floor, New York, New York 10021
Phoenix Partners Corp.	590 Madison Avenue, 21st Floor, New York, New York 10021
Joseph Del Valle	590 Madison Avenue, 21st Floor, New York, New York 10021
Michael Carstens	425 E. 58th Street, New York, New York 10022 590 Madison Avenue, 21st Floor, New York, New York 10021
Michael Gowney	205 Foss Drive, Upper Nyack, New York 10960
Donna Del Valle	1839 Celeste Drive, Wall, New Jersey 07719
Vanquish Acquisition Partners, LLC	590 Madison Avenue, 21st Floor, New York, New York 10021
CDG Enterprises	590 Madison Avenue, 21st Floor, New York, New York 10021
Southeast Cruise Holdings, LLC	590 Madison Avenue, 21st Floor, New York, New York 10021



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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
MEADOWBROOK MEAT COMPANY, INC.,

Plaintiff(s),

Index No. 07 CV 5979

-against-

AFFIDAVIT OF SERVICE

PHOENIX PARTNERS LP, ET AL.,

Defendant(s).

-----X
STATE OF NEW YORK)
S.S.
COUNTY OF ROCKLAND)

DAVID KSIAZEK, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, DLS, INC., and is not a party to this action.

That on the 25TH day of June, 2007, at approximately the time of 1:40 PM, deponent served a true copy of the SUMMONS, COMPLAINT, 3RD AMENDED INSTRUCTION FOR FILING AND ELECTRONIC CASE OR APPEAL, USDJ SHIRLEY WOHL KRAM RULES FOR ATTORNEYS AND INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE HENRY PITMAN upon MICHAEL GROWNEY at 205 Foss Drive, Nyack, New York 10960, by personally delivering and leaving the same with his wife ELIZABETH GROWNEY, a person of suitable age and discretion at that address, the actual place of residence. At the time of service, deponent asked if MICHAEL GROWNEY is in active military service for the United States of America or for the State in any capacity whatever or dependent upon a person in active military service and received a negative reply.

ELIZABETH GROWNEY is a white female, approximately 65 years of age, stands approximately 5 feet 6 inches tall, weighs approximately 150 pounds with short gray hair and brown eyes.



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That on the 26th day of June, 2007, deponent served another copy of the foregoing upon
MICHAEL GROWNEY by first class mail, by enclosing a true copy thereof in a securely sealed and
postpaid wrapper with the words "PERSONAL AND CONFIDENTIAL" written on the same envelope,
and not indicating on the outside that it is from an attorney or concerns an action against the person to be
served, and depositing the same into an official depository maintained by the Government of the United
States, City of Pomona and State of New York, addressed as follows:

MICHAEL GROWNEY
205 Foss Drive
Nyack, New York 10960


DAVID KSIAZEK #0974523

Sworn to before me this
26th day of June, 2007


NOTARY PUBLIC

JONATHAN T. RIPPS
Notary Public, State of New York
NO. 01R16109718
Qualified in Rockland County
Certificate Filed in New York County
Commission Expires May 17, 20 08